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PATENT TRADEMARK OFFICE

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : James R. BIARD et al. Docket No. V637-01922 US
Serial No. : 10/028,436 Art Unit No. TBA
Filing Date : December 28, 2001 Paper No.
Invention Title: GAIN GUIDE IMPLANT IN OXIDE VERTICAL CAVITY
SURFACE EMITTING LASER
Examiner : TBA

**Commissioner for Patents
Washington, D.C. 20231**

Dear Sir:

INFORMATION DISCLOSURE STATEMENT (37 C.F.R. § 1.97 (b))

The following sections are being submitted for this Information Disclosure Statement:

1. Preliminary Statements.

Applicant(s) submit herewith patents, publications or other information of which they are aware, that they believe may be material to the examination of this application and in respect of which there may be a duty to disclose under 37 C.F.R. § 1.56.

The filing of this Information Disclosure Statement shall not be construed as a representation that a search has been made (37 CFR § 1.97(g)), an admission that the information cited is, or is considered to be, material to patentability (37 C.F.R. § 1.97(h)), or that no other material information exists.

The filing of this Information Disclosure Statement is not to be construed as a representation that the references are prior art within the meaning of 35 U.S.C. §§ 102 or 103. Further, any explanation, if provided, is not to be construed as a representation that the references have been thoroughly reviewed. In particular, no representation as to the relevance of any portion of any reference is intended.

The filing of this Information Disclosure Statement shall not be construed as an admission against interest in any manner. Notice of January 9, 1992, 1135 O.G. 13-25, at 25.

2. Enclosed is Form PTO - 1449, Information Disclosure Citation in an Application -- citing 1 U.S. Patent and 9 articles.

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3. The person making this statement is the attorney who signs below on the basis of the information supplied by the inventor(s) and the information in the attorney's file.

Respectfully submitted,

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CERTIFICATE OF MAILING

I hereby certify that this correspondence (along with any paper referred to as being attached or enclosed) is being deposited on the date shown below addressed to the Commissioner for Patents, Washington, D.C. 20231:

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